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Message Text

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PAGE 01 STATE 190719

73
ORIGIN SCS-03

INFO OCT-01 EA-07 ISO-00 JUSE-00 L-03 PM-04 /018 R

DRAFTED BY SCA;SCS;RBOYLAN:JS
APPROVED BY SCA;SCS;LPMULLIN
DESIRED DISTRIBUTION
JUSTICE, MR. HERGEN RM. 3612, MAIN JUSTICE; MR. CHAMBLEE, RM. 860
SAFEWAY BLDG.; MR. GRAHAM RM. 736 SAFEWAY BLDG.
---------- 043662
P R 122028Z AUG 75
FM SECSTATE WASHDC
TO AMCONSUL HONG KONG PRIORITY
INFO SECDEF WASHDC
USARMY CID COMMAND

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SECDEF FOR PDASD(C) -- CID COMMAND FOR CIOP-FR

E.O. 11652:N/A
TAGS:CGEN (U.S. VS. SIMMONS)
SUBJECT:SIMMONS PROSECUTION

HONG KONG PASS RISTAU

1. HERGEN AND GRAHAM VISTED HQ CIDC ON 8/8 TO REVIEW AVAILABLE EVIDENCE IN REF CASE. CIDC IS MOVING PROMPTLY TO

COMPLETE COMPILATION OF DOCUMENTARY EVIDENCE RELATIVE TO THE MANY FINANCIAL TRANSACTIONS. THIS COMPILATION WILL BE

OF INVALUABLE ASSISTANCE IN PRESENTING EVIDENCE TO A JURY IN AN INTELLIGIBLE MANNER TO THE EXTENT IT IS OTHERWISE ADMISSIBLE.

2. ALSO ON 8/8, TELEPHONE CONTACT WAS MADE WITH GEORGE CRAIG IN FLORIDA. CIDC WILL COMPLETE HIS STATEMENT IN NEAR FUTURE.
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PAGE 02 STATE 190719

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3. PRELIMINARY CONTACT HAS BEEN MADE WITH CHASE MANHATTAN BANK, N.Y., AND IT NOW APPEARS THAT NBVN RECORDS FOR PERIOD MAY-NOV. 1974 WILL BE AVAILABLE IN VERY NEAR FUTURE.

4. MAYFIELD OBTAINED STATEMENT OF LT. GEN. KHUYEN ON 8/11. KHUYEN TESTIMONY STRONGLY SUPPORTS USG POSITION THAT RVNAF EXERCISED NO RPT NO CONTROL OVER POL FUNDS. KHUYEN HAS ALSO PROVIDED NAMES OF ADDITIONAL VN WITNESSES WHO MAY BE AVAILABLE TO FURTHER STRENGTHEN USG POSITION IN THIS REGARD. KHUYEN STATES FLATLY THAT "THE PAPER DATED 7 DECEMBER 1973 WHICH APPOINTED MR. SIMMONS TO NEGOTIATE, CONSUMMATE AND ORDER AGAINST PETROLEUM SUPPLY AGREEMENTS ON BEHALF OF THE RVNAF WAS A COVER ONLY TO ALLOW THE DAO TO PROCURE THE POL SUPPLIES. THE DAO PREPARED THE LETTER AND I ONLY SIGNED IT. I HAD NO CONTROL OF ANY USG FUNDS."

5. MAYFIELD HAS RECEIVED FROM MARINI UNDER COVER OF LETTER DATED 8/2 COPY OF MARINI 7/28/75 LETTER TO LEGATT AMCONGEN HK REQUESTING THAT PMCC ASSETS BE UNFROZEN.

6. ALL GOES WELL AT FLU. PLEASE CABLE RETURN DATE, FLT NO., ETA. KISSINGER

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Message Attributes

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Draft Date: 12 AUG 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: greeneet
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: JS
Enclosure: n/a
Executive Order: N/A
Errors: N/A
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TAGS: CGEN, (SIMMONS)
To: HONG KONG
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